IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7464 OF 2007

Sabero Organics Gujarat Ltd. ....Petitioner
V/s
Hegde Packaging Pvt. Ltd. ....Respondent.

Mr.Atul G. Damle, Adv. For the petitioner.

Mr.Avinash B. Avhad, Adv. For the respondent.

CORAM: A.P.DESHPANDE, J.
24/10/07

PC:

The respondent-plaintiff instituted a suit for recovery of sum of Rs.5 lacs against the petitioner under Order 37 of the Code of Civil Procedure. The trial Court though granted leave to defend the suit, it is subject to deposit of sum of Rs. 2 lacs. The trial Court has considered the merit of the suit so also the defense as issue involved relates to reciprocal promises by the parties. Perused the order. Same does not suffer from any patent illegality warranting interference in exercise of writ jurisdiction. Hence writ petition is summarily dismissed. Time granted by the trial Court for deposit of the amount stands extended for two weeks from today.

24.10.07